



UPDATED AGENDA

OCONEE COUNTY COUNCIL MEETING

September 3, 2019

6:00 PM

Council Chambers, Oconee County Administrative Offices
415 South Pine Street, Walhalla, SC

Call to Order

Public Comment Session *[Limited to a total of forty (40) minutes, four (4) minutes per person.]*

Council Member Comments

Moment of Silence

Invocation by County Council Chaplain

Pledge of Allegiance to the Flag of the United States of America

Approval of Minutes

- August 20, 2019 Regular Minutes

Administrator Comments

Presentation to Council *[Presentation limited to a total of ten (10) minutes]*

- Update on Crime Data for Oconee County / *Sheriff Mike Crenshaw, Oconee County Sheriff's Office*

Public Hearings for the Following Ordinances

Ordinance 2019-18 "AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A REAL PROPERTY LEASE AGREEMENT BETWEEN OCONEE COUNTY AS LESSOR AND TRI-COUNTY ENTREPRENEURIAL DEVELOPMENT CORPORATION AS LESSEE FOR CERTAIN REAL PROPERTY, INCLUDING CERTAIN IMPROVEMENTS THEREON, LOCATED AT 104 BROWN SQUARE DRIVE, WALHALLA, SOUTH CAROLINA; AND OTHER MATTERS RELATED THERETO."

Ordinance 2019-19 "AN ORDINANCE AUTHORIZING THE CONVEYANCE OF EASEMENT RIGHTS FOR THE PURPOSE OF UTILITY CONSTRUCTION AT THE OCONEE INDUSTRY AND TECHNOLOGY PARK; AND OTHER MATTERS RELATED THERETO."

Third Reading of the Following Ordinances

Ordinance 2019-18 *[see caption above]*

Ordinance 2019-19 *[see caption above]*

Second Reading of the Following Ordinances

Ordinance 2019-21 "AN ORDINANCE AUTHORIZING THE EXECUTION AND

Council's meetings shall be conducted pursuant to the South Carolina Freedom of Information Act, Council's Rules and the Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition. This agenda may not be inclusive of all issues which Council may bring up for discussion at this meeting. Items are listed on Council's agenda to give public notice of the subjects and issues to be discussed, acted upon, received as information and/or disposed of during the meeting. Items listed on Council's agenda may be taken up, tabled, postponed, reconsidered, removed or otherwise disposed of as provided for under Council's Rules, and Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition, if not specified under Council's rules.

DELIVERY OF AN AMENDED FEE AGREEMENT BETWEEN OCONEE COUNTY AND ACI PLASTICS SOUTH, LLC, INCLUDING THE INCLUSION OF ACI PROPERTIES SOUTH, LLC, AND GREENCYCLE U.S. HOLDING, INC. AS CO-SPONSORS, AND AMENDING THE FEE AGREEMENT DATED AS OF OCTOBER 1, 2014; AND OTHER MATTERS RELATED THERETO.”

First Reading of the Following Ordinances

Ordinance 2019-20 “AN ORDINANCE AUTHORIZING AND CONSENTING TO OR RATIFYING THE ASSIGNMENT AND ASSUMPTION OF AN INTEREST IN THAT CERTAIN FEE AGREEMENT DATED AS OF MARCH 1, 2008, SUCH ASSIGNMENT FROM LIFT, LLC, AND SUCH ASSUMPTION BY LIFT TECHNOLOGIES, INC., AND AUTHORIZING THE EXECUTION AND DELIVERY OF AN AGREEMENT MEMORIALIZING SUCH ASSIGNMENT AND ASSUMPTION, AND CONSENT OR RATIFICATION, AND AN AMENDMENT TO THE FEE AGREEMENT; AND OTHER MATTERS RELATED THERETO.”

First & Final Reading for the Following Resolutions

Resolution 2019-17 “A RESOLUTION APPOINTING AND COMMISSIONING MICHAEL A. STEVENS AS A CODE ENFORCEMENT OFFICER FOR THE PROPER SECURITY, GENERAL WELFARE, AND CONVENIENCE OF OCONEE COUNTY; AND OTHER MATTERS RELATED THERETO.”

Resolution 2019-18 “A RESOLUTION APPOINTING AND COMMISSIONING AMANDA R. ISLER AS A CODE ENFORCEMENT OFFICER (PARK RANGER) FOR THE PROPER SECURITY, GENERAL WELFARE, AND CONVENIENCE OF OCONEE COUNTY; AND OTHER MATTERS RELATED THERETO.”

Discussion Regarding Action Items

Request for Council’s approval to commit matching funds, not to exceed \$63,766.00 toward the Federal Aviation Administration (FAA) Airport Grant Offer for Airport Improvement Project (AIP) No. 3-45-0016-026-2019 and authorize the County Administrator to accept and execute the corresponding FAA Grant Offer / Oconee County Airport / Approximately \$63,766.00

The total amount of the West Terminal Apron Expansion Site Prep project is \$1,275,316.00. The FAA offers and agrees to pay ninety (90) percent of the allowable costs incurred accomplishing this Project, up to \$1,147,784.00. Oconee County’s matching share of Grant 3-45-0016-026-2019 is five (5) percent of the costs of the West Terminal Apron Expansion Site Prep Project, or approximately \$63,766.00. The South Carolina Aeronautics Commission (SCAC) will match the remaining five (5) percent.

Funding for this project will be sourced from the Oconee County Capital Projects Fund (012 Fund)

It is the staff’s recommendation that Council authorize County Administrator Amanda Brock to accept and execute the Federal Aviation Administration (FAA) Grant Offer for the Airport Improvement Program (AIP) Project No. 3-45-0016-026-2019 and commit approximately \$63,766.00 in matching funds.

Request for Council's approval to commit matching funds, not to exceed \$60,374.00 toward the Federal Aviation Administration (FAA) Airport Grant Offer for Airport Improvement Project (AIP) No. 3-45-0016-025-2019 and authorize the County Administrator to accept and execute the corresponding FAA Grant Offer / Oconee County Airport / Approximately \$60,374.00

The total amount of the Mt. Nebo Church Road Relocation Project will be \$1,207,469.00. The FAA offers and agrees to pay ninety (90) percent of the allowable costs incurred accomplishing this Project, up to \$1,086,721.00. Oconee County's matching share of Grant 3-45-0016-025-2019 is five (5) percent of the costs of the (Mt.) Nebo Church Road Relocation Project, or approximately \$60,374.00. The South Carolina Aeronautics Commission (SCAC) will match the remaining five (5) percent.

Funding for this project will be sourced from the Oconee County Capital Projects Fund (012 Fund)

It is the staff's recommendation that Council authorize County Administrator Amanda Brock to accept and execute the Federal Aviation Administration (FAA) Grant Offer for the Airport Improvement Program (AIP) Project No. 3-45-0016-025-2019 and commit approximately \$60,374.00 in matching funds.

Request for Council's approval to commit matching funds, not to exceed \$105,089.18, toward the Federal Aviation Administration (FAA) Airport Grant Offer, approve the award of bid ITB 18-06 to J. Davis Construction, Inc. in the amount of \$2,101,783.46, with a contingency of \$210,178.34, and authorize the County Administrator to approve any change orders within the contingency amount, if necessary / Oconee County Airport / \$105,089.18

Budget: \$105,089.18 / **Project Cost:** \$105,089.18 / **Balance:** \$0.00
Funding will be sourced from Fund 260 – Road Maintenance Millage

This construction contract consists of furnishing all labor, materials and equipment for the demolition of Nebo Church Road, the construction of the realigned Nebo Church Road and the site preparation for the future concrete apron for the West apron at the Oconee County Regional Airport. Currently, vehicles traversing the elevated terrain on Nebo Church road pose variable part 77 (Objects affecting navigable airspace) penetration affecting aircraft arriving Runway 7 and departing Runway 25. Nebo Church Road is an obstruction as per the South Carolina Aeronautics and a liability for the County. On peak traffic days, the Oconee Airport runs out of apron space to park aircraft; thus poses the need for preparations to extend the west apron.

It is the staff's recommendation that Council [1] approve the award of bid ITB 18-06 to J. Davis Construction, Inc., of Westminster, SC in the amount of \$2,101,783.46, with a 10% contingency of \$210,178.34 for a total award of \$2,311,961.80 and [2] authorize the County Administrator to approve any Change Orders within the contingency amount.

Council Committee Reports

Planning & Economic Development / Mr. Cain.....[06/04/2019 & 8/20/2019]

Real Estate, Facilities, & Land Management / Mr. Davis.....[06/04/2019]

Law Enforcement, Public Safety, Health & Welfare / Mr. McCall.....[07/16/2019]

Board & Commission Appointments *(IF ANY)* [Seats listed are all co-terminus seats]

***Building Codes Appeal Board.....1 At Large Seats**

***No questionnaires on file for the seat listed above**

Unfinished Business [to include Vote and/or Action on matters brought up for discussion, if required]

[None scheduled.]

New Business [may include items which may be scheduled for final action at a future meeting, if required]

[None scheduled.]

Executive Session

[upon reconvening Council may take a Vote and/or take Action on matters brought up for discussion in Executive Session, if required]

For the following purposes, as allowed for in § 30-4-70(a) of the South Carolina Code of Laws:

[1] Discuss personnel matter related to complaint of citizen, Donald Sears, against the County Administrator.

[2] To discuss Oconee County Property Preservation and Conservation of land.

Adjourn

Assisted Listening Devices [ALD] are available to accommodate the special needs of citizens attending meetings held in Council Chambers.

ALD requests should be made to the Clerk to Council at least 30 minutes prior to the meeting start time.

Oconee County Council, Committee, Board & Commission meeting schedules, agendas are posted at the Oconee County Administration Building & are available on the County Council Website.